

Serial No. 09/707,900

Patent
55293-00007**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:)	Group Art Unit: 1633
Moon Jong NOH et al.)	Examiner: Wilson, Michael C.
Serial No.: 09/707,900)	
Filed: November 8, 2000)	
For: GENE THERAPY USING TGF- β)	

Reply to Office Action of October 8, 2002

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office action dated October 8, 2002 in connection with the above-identified application, please consider the following remarks:

REMARKS

Claims 1-5 and 13-15 are pending in the application. In the Office action of October 8, the Examiner stated that Applicants' previous response of July 24, 2002 (Mailing Certificate Date – or July 30, 2002, apparently PTO mail stamp date) is not fully responsive to the prior Office action with regard to the double patenting rejection of claims 1-22 over claims 1-22 in co-pending Application 09/702,718 under 35 U.S.C. 101 because applicants have not argued the double patenting rejection or indicated willingness to file a terminal disclaimer.

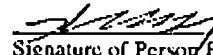
In response, Applicants will submit a terminal disclaimer.

CERTIFICATE OF FACSIMILE
(37 C.F.R. § 1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being sent by facsimile on the date shown below to U.S.P.T.O. TC160X, Before Final, Fax No. 703-872-9306.

Grace Kim
Name of Person Faxing Paper

November 8, 2002
Date of Deposit


Signature of Person Faxing Paper

Serial No. 09/707,900

Patent
55293-00007

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 07-1853 during the pendency of prosecution of this application. Should such additional fees be associated with an extension of time, applicant respectfully requests that this paper be considered a petition therefor. A duplicate of this paper is enclosed for the Deposit Account, should it be needed.

Respectfully submitted,

SQUIRE, SANDERS & DEMPSEY L.L.P.

Dated: November 8, 2002

By: Joseph Hyosuk Kim
Joseph Hyosuk Kim, Ph.D.
Reg. No. 41,425

801 S. Figueroa Street, 14th Floor
Los Angeles, CA 90017-5554
Telephone: (213) 624-2500
Facsimile: (213) 623-4581

NOV 08 02 12:07P

P. 1
#11
Date
11/15/02

SQUIRE
SANDERS

LEGAL
COUNSEL
WORLDWIDE

SQUIRE, SANDERS & DEMPSEY L.L.P.
801 South Figueroa, 14th Floor
Los Angeles, California 90017-5554

Office: +1.213.624.2500
Fax: +1.213.623.4581
If Problems: +1.213.630.4496

FAX RECEIVED

NOV 12 2002

GROUP 1600

November 8, 2002

PLEASE DELIVER THESE PAGES IMMEDIATELY

No. of Pages (including cover): 3

OFFICIAL

To: TC1600 Before Final

Facsimile No: 703-872-9306

Company: U.S.P.T.O.

Confirmation No: 703-305-0120

From: Joseph Hyosuk Kim, Ph.D.

Direct Dial No: 818-952-7430

E-mail: jkim@jhkiplaw.com

Re: 09/707,200 "GENE THERAPY USING TGF-B" - Our Ref. No. 55293-0000Z

Message: Please see the attached letter and document.

CERTIFICATE OF FACSIMILE
(37 C.F.R. § 1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being sent by facsimile on the date shown below to U.S.P.T.O. TC1600, Before Final, Fax No. 703-872-9306.

Grace Kim
Name of Person Faxing Paper

November 8, 2002
Date of Deposit


Signature of Person Faxing Paper

CONFIDENTIALITY NOTICE:

The attached information is LEGALLY PRIVILEGED AND CONFIDENTIAL and is intended only for the use of the addressee named above. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, please be aware that any dissemination, distribution or duplication of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the address above via the postal service. Thank you.

Sender No.: 07809

55293.00007

JHK

Job No: _____

Account No.

Return to Office

www.ssd.com

Received from <> at 11/8/02 2:07:37 PM [Eastern Standard Time]

BEST AVAILABLE COPY